

UNITED STATES DISTRICT COURT

for the

Eastern District of Virginia

United States of America

v.

DERRICK ORLANDO RAMSEY,
Defendant.

Date of Previous Judgment: October 5, 2009
(Use Date of Last Amended Judgment if Applicable)

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) Case No.: 3:06-cr-205

) USM No.: 39905-083

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)

) Robert J. Wagner

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 87 months is reduced to time served.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level:	<u>21</u>	Amended Offense Level:	<u>17</u>
Criminal History Category:	<u>VI</u>	Criminal History Category:	<u>VI</u>
Previous Guideline Range:	<u>77-96</u>	Amended Guideline Range:	<u>51-63 (mm 60)</u>

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☒ The reduced sentence is within the amended guideline range.
☐ Pursuant to USSG § 1B1.10(b)(2)(B), the reduced sentence is comparably less than the amended guideline range.
☐ Other (explain):

III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated September 11, 2006 shall remain in effect.

IT IS SO ORDERED.

Order Date: October 28, 2011

/s/

James R. Spencer
Chief United States District Judge

Effective Date: November 1, 2011
(if different from order date)